

Conference Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 251

SENATE BILL 1223

AN ACT

AMENDING SECTIONS 28-2417, 28-2418, 28-2419, 28-2420, 28-2421, 28-2422, 28-2423, 28-2424, 28-2425, 28-2426 AND 28-2427, ARIZONA REVISED STATUTES; RELATING TO SPECIAL PLATES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 28-2417, Arizona Revised Statutes, is amended to read:

28-2417. Child abuse prevention special plates

A. ~~Beginning no later than January 1, 2000,~~ The department of transportation shall issue child abuse prevention special plates. The director of the division for children in the governor's office or the director's designee shall design the child abuse prevention special plates. The design and color of the child abuse prevention special plates are subject to the approval of the department of transportation.

B. Of the twenty-five dollar fee required by section 28-2402 for original special plates and for renewal of special plates, eight dollars is a special plate administration fee and seventeen dollars is an annual donation.

C. The department shall deposit, pursuant to sections 35-146 and 35-147, all special plate administration fees in the state highway fund established by section 28-6991 and all donations collected pursuant to this section in the prevention of child abuse fund established by section 41-109.

Sec. 2. Section 28-2418, Arizona Revised Statutes, is amended to read:

28-2418. Navajo nation special plates

A. ~~If by June 30, 2003, the Navajo nation pays thirty two thousand dollars to the department for the implementation of this section,~~ The department shall issue Navajo nation special plates. The color and design of the Navajo nation special plates shall be different from the color and design of regular license plates determined by the license plate commission pursuant to section 28-2351 and shall be representative of the Navajo nation.

B. Of the twenty-five dollar fee required by section 28-2402 for the original special plates and for renewal of special plates, eight dollars is a special plate administration fee and seventeen dollars is an annual donation.

C. The department shall deposit, pursuant to sections 35-146 and 35-147, all special plate administration fees in the state highway fund established by section 28-6991 and shall transmit all donations collected pursuant to this section to the Navajo nation department of highway safety. The Navajo nation department of highway safety shall use these monies only for traffic control devices that conform to the manual and specifications prescribed in section 28-641 on highways on the Navajo reservation that are located in this state and that are not state highways.

Sec. 3. Section 28-2419, Arizona Revised Statutes, is amended to read:

28-2419. Transplantation awareness special plates; fund

A. ~~If, by June 30, 2004, a private coalition that is qualified under section 501(c)(3) of the United States internal revenue code for federal income tax purposes and that has a mission of promoting transplantation awareness pays the department of transportation thirty two thousand dollars for the implementation of this section~~ The department shall issue transplantation awareness special plates. The color and design of the transplantation awareness special plates shall be different from the color

1 and design of regular license plates determined by the license plate
2 commission pursuant to section 28-2351.

3 B. Of the twenty-five dollar fee required by section 28-2402 for
4 original special plates and for renewal of special plates, eight dollars is a
5 special plate administration fee and seventeen dollars is an annual donation.

6 C. The department shall deposit, pursuant to sections 35-146 and
7 35-147, all special plate administration fees in the state highway fund
8 established by section 28-6991 and all donations collected pursuant to this
9 section in the transplantation awareness fund established by this section.

10 D. The transplantation awareness fund is established consisting of
11 monies received pursuant to this section. The director shall administer the
12 fund.

13 E. The director shall select a private coalition that is qualified
14 under section 501(c)(3) of the United States internal revenue code for
15 federal income tax purposes and that has a mission of promoting
16 transplantation awareness and allocate the monies in the fund to the
17 coalition on an annual basis.

18 F. On notice from the director, the state treasurer shall invest and
19 divest monies in the fund as provided by section 35-313, and monies earned
20 from investment shall be credited to the fund.

21 G. Monies in the fund are exempt from the provisions of section 35-190
22 relating to lapsing of appropriations.

23 Sec. 4. Section 28-2420, Arizona Revised Statutes, is amended to read:
24 28-2420. San Carlos Apache tribe special plates

25 A. ~~If by December 31, 2004, the San Carlos Apache tribe pays~~
26 ~~thirty-two thousand dollars to the department for the implementation of this~~
27 ~~section,~~ The department shall issue San Carlos Apache tribe special plates.
28 The color and design of the San Carlos Apache tribe special plates shall be
29 different from the color and design of regular license plates determined by
30 the license plate commission pursuant to section 28-2351 and shall be
31 representative of the San Carlos Apache tribe.

32 B. Of the twenty-five dollar fee required by section 28-2402 for the
33 original special plates and for renewal of special plates, eight dollars is a
34 special plate administration fee and seventeen dollars is an annual donation.

35 C. The department shall deposit, pursuant to sections 35-146 and
36 35-147, all special plate administration fees in the state highway fund
37 established by section 28-6991 and shall transmit all donations collected
38 pursuant to this section to the San Carlos Apache tribe transportation board.
39 The San Carlos Apache tribe transportation board shall use these monies only
40 for traffic control devices that conform to the manual and specifications
41 prescribed in section 28-641 on highways on the San Carlos Apache tribe
42 reservation that are located in this state and that are not state highways.

1 Sec. 5. Section 28-2421, Arizona Revised Statutes, is amended to read:

2 28-2421. Character education special plates

3 A. ~~If by January 1, 2005, the department of education pays thirty two~~
4 ~~thousand dollars to the department of transportation for the implementation~~
5 ~~of this section.~~ The department of transportation shall issue character
6 education special plates. The department of education shall accept and use
7 monies donated by sources outside the department of education for the payment
8 to the department of transportation. The superintendent of public
9 instruction or the superintendent's designee shall design the character
10 education special plates. The design and color of the character education
11 special plates are subject to the approval of the department of
12 transportation.

13 B. Of the twenty-five dollar fee required by section 28-2402 for
14 original special plates and for renewal of special plates, eight dollars is a
15 special plate administration fee and seventeen dollars is an annual donation.

16 C. The department shall deposit, pursuant to sections 35-146 and
17 35-147, all special plate administration fees in the state highway fund
18 established by section 28-6991 and all donations collected pursuant to this
19 section in the character education special plate fund established by section
20 15-719 for disbursement by the department of education pursuant to section
21 15-719.

22 Sec. 6. Section 28-2422, Arizona Revised Statutes, is amended to read:

23 28-2422. Spaying and neutering of animals special plates

24 A. ~~If, by June 30, 2005, an entity that is organized as a nonprofit~~
25 ~~corporation pursuant to title 10, chapters 24 through 40 and that has a~~
26 ~~mission to provide for the welfare and protection of animals pays thirty two~~
27 ~~thousand dollars to the department for the implementation of this section.~~
28 The department shall issue spaying and neutering of animals special plates.
29 The companion animal spay and neuter committee established by section
30 28-2422.01 shall design the spaying and neutering of animals special plates.
31 The design and color of the spaying and neutering of animals special plates
32 are subject to the approval of the department.

33 B. Of the twenty-five dollar fee required by section 28-2402 for the
34 original special plates and for renewal of special plates, eight dollars is a
35 special plate administration fee and seventeen dollars is an annual donation.

36 C. The department shall deposit, pursuant to sections 35-146 and
37 35-147, all special plate administration fees in the state highway fund
38 established by section 28-6991 and all donations collected pursuant to this
39 section in the spaying and neutering of animals fund established by section
40 28-2422.02.

41 Sec. 7. Section 28-2423, Arizona Revised Statutes, is amended to read:

42 28-2423. Breast and cervical cancer screening and diagnostic
43 special plates

44 A. ~~If by December 31, 2005, thirty two thousand dollars is paid to the~~
45 ~~department for the implementation of this section.~~ The department shall issue

1 breast and cervical cancer screening and diagnostic special plates. The
2 director of the department, or the director's designee, shall design the
3 breast and cervical cancer screening and diagnostic special plates. The
4 director may allow a request for breast and cervical cancer screening and
5 diagnostic special plates to be combined with a request for personalized
6 special plates. If the director allows such a combination, the request shall
7 be in a form prescribed by the director and is subject to the fees for the
8 personalized special plates in addition to the fees required for breast and
9 cervical cancer screening and diagnostic special plates.

10 B. Of the twenty-five dollar fee required by section 28-2402 for the
11 original special plates and for renewal of special plates, eight dollars is a
12 special plate administration fee and seventeen dollars is an annual donation.

13 C. The department shall deposit, pursuant to sections 35-146 and
14 35-147, all special plate administration fees in the state highway fund
15 established by section 28-6991 and all donations collected pursuant to this
16 section in the breast and cervical cancer screening and diagnostic special
17 plate fund established by section 36-119.

18 Sec. 8. Section 28-2424, Arizona Revised Statutes, is amended to read:

19 28-2424. Golden rule special plates

20 A. ~~If, by December 31, 2005, an incorporated nonprofit corporation in~~
21 ~~this state that is qualified under section 501(c)(3) of the United States~~
22 ~~internal revenue code for federal income tax purposes provides proof~~
23 ~~satisfactory to the director that the corporation provides golden rule~~
24 ~~programs that demonstrate the promotion of the golden rule in schools in this~~
25 ~~state and in communities in this state pays thirty two thousand dollars to~~
26 ~~the department for implementation of this section, The department shall issue~~
27 ~~golden rule special plates. The secretary of state or the secretary of~~
28 ~~state's designee INCORPORATED NONPROFIT CORPORATION THAT PROVIDED THE~~
29 ~~THIRTY-TWO THOUSAND DOLLARS FOR IMPLEMENTATION OF THIS SECTION shall design~~
30 ~~the golden rule special plates. The design and color of the golden rule~~
31 ~~special plates are subject to the approval of the department. The director~~
32 ~~may allow a request for golden rule special plates to be combined with a~~
33 ~~request for personalized special plates. If the director allows such a~~
34 ~~combination, the request shall be in a form prescribed by the director and is~~
35 ~~subject to the fees for the personalized special plates in addition to the~~
36 ~~fees required for golden rule special plates.~~

37 B. Of the twenty-five dollar fee required by section 28-2402 for the
38 original special plates and for renewal of special plates, eight dollars is a
39 special plate administration fee and seventeen dollars is an annual donation.

40 C. The department shall deposit, pursuant to sections 35-146 and
41 35-147, all special plate administration fees in the state highway fund
42 established by section 28-6991 and all donations collected pursuant to this
43 section in the golden rule special plate fund established by section 15-243.

1 Sec. 9. Section 28-2425, Arizona Revised Statutes, is amended to read:
2 28-2425. White Mountain Apache tribe special plates

3 A. ~~If, by December 31, 2006, the White Mountain Apache tribe pays~~
4 ~~thirty-two thousand dollars to the department for the implementation of this~~
5 ~~section,~~ The department shall issue White Mountain Apache tribe special
6 plates. The color and design of the White Mountain Apache tribe special
7 plates shall be different from the color and design of regular license plates
8 determined by the license plate commission pursuant to section 28-2351 and
9 shall be representative of the White Mountain Apache tribe. The director may
10 allow a request for White Mountain Apache tribe special plates to be combined
11 with a request for personalized special plates. If the director allows such
12 a combination, the request shall be in a form prescribed by the director and
13 is subject to the fees for the personalized special plates in addition to the
14 fees required for White Mountain Apache tribe special plates.

15 B. Of the twenty-five dollar fee required by section 28-2402 for the
16 original special plates and for renewal of special plates, eight dollars is a
17 special plate administration fee and seventeen dollars is an annual donation.

18 C. The department shall deposit, pursuant to sections 35-146 and
19 35-147, all special plate administration fees in the state highway fund
20 established by section 28-6991 and shall transmit all donations collected
21 pursuant to this section to the White Mountain Apache tribe transportation
22 committee. The White Mountain Apache tribe transportation committee shall
23 use these monies only for traffic control devices that conform to the manual
24 and specifications prescribed in section 28-641 on highways on the Fort
25 Apache Indian reservation that are located in this state and that are not
26 state highways.

27 Sec. 10. Section 28-2426, Arizona Revised Statutes, is amended to
28 read:

29 28-2426. Arizona professional baseball club special plates; fund

30 A. ~~If, by December 31, 2006, thirty-two thousand dollars is paid to~~
31 ~~the department for the implementation of this section,~~ The department shall
32 issue Arizona professional baseball club special plates. The entity that
33 provides the thirty-two thousand dollars shall design the Arizona
34 professional baseball club special plates. The design and color of the
35 Arizona professional baseball club special plates are subject to the approval
36 of the department. The director may allow a request for Arizona professional
37 baseball club special plates to be combined with a request for personalized
38 special plates. If the director allows such a combination, the request shall
39 be in a form prescribed by the director and is subject to the fees for the
40 personalized special plates in addition to the fees required for Arizona
41 professional baseball club special plates.

42 B. Of the twenty-five dollar fee required by section 28-2402 for the
43 original special plates and for renewal of special plates, eight dollars is a
44 special plate administration fee and seventeen dollars is an annual donation.

1 C. The department shall deposit, pursuant to sections 35-146 and
2 35-147, all special plate administration fees in the state highway fund
3 established by section 28-6991 and all donations collected pursuant to this
4 section in the Arizona professional baseball club special plate fund
5 established by subsection D of this section.

6 D. The Arizona professional baseball club special plate fund is
7 established consisting of monies received pursuant to this section. The
8 director shall administer the fund. The first thirty-two thousand dollars
9 received shall be reimbursed to the entity that paid the implementation fee
10 to the department pursuant to subsection A of this section. Not more than
11 ten per cent of monies deposited in the fund annually shall be used for the
12 cost of administering the fund. Monies in the fund are continuously
13 appropriated. The director shall allocate monies from the fund through a
14 private Arizona professional baseball organization's foundation that is
15 qualified under section 501(c)(3) of the United States internal revenue code
16 for federal income tax purposes and that further allocates the monies to
17 programs relating to youth education and development, housing for the
18 homeless or low-income persons and health care for the indigent. The
19 director shall forward all monies deposited in the Arizona professional
20 baseball club special plate fund, excluding administrative fees, to the
21 foundation on an annual basis.

22 E. On notice from the director, the state treasurer shall invest and
23 divest monies in the fund as provided by section 35-313, and monies earned
24 from investment shall be credited to the fund.

25 Sec. 11. Section 28-2427, Arizona Revised Statutes, is amended to
26 read:

27 28-2427. Families of fallen police officers special plates

28 A. ~~If, by December 31, 2006, thirty-two thousand dollars is paid to~~
29 ~~the department of transportation for the implementation of this section, The~~
30 department of transportation shall issue families of fallen police officers
31 special plates. The entity that provides the thirty-two thousand dollars
32 shall design the families of fallen officers special plate. The design and
33 color of the families of fallen police officers special plates are subject to
34 the approval of the department of transportation. The director of the
35 department of transportation may allow a request for families of fallen
36 police officers special plates to be combined with a request for personalized
37 special plates. If the director of the department of transportation allows
38 such a combination, the request shall be in a form prescribed by the director
39 of the department of transportation and is subject to the fees for the
40 personalized special plates in addition to the fees required for families of
41 fallen police officers special plates.

1 B. Of the twenty-five dollar fee required by section 28-2402 for the
2 original special plates and for renewal of special plates, eight dollars is a
3 special plate administration fee and seventeen dollars is an annual donation.
4 C. The department of transportation shall deposit, pursuant to
5 sections 35-146 and 35-147, all special plate administration fees in the
6 state highway fund established by section 28-6991 and all donations collected
7 pursuant to this section in the families of fallen police officers special
8 plate fund established by section 41-1721.

APPROVED BY THE GOVERNOR JUNE 20, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 20, 2007.